

TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE



**CORRECTED
FISCAL MEMORANDUM**

SB 2902 – HB 3537

May 11, 2010

SUMMARY OF AMENDMENT (018440): Deletes the language of the original bill. Removes the \$20 and \$100 fees for pieces of evidence or DNA exhibits submitted to the Tennessee Bureau of Investigation (TBI) for analysis. Authorizes court clerks to collect a five percent fee upon the forfeiture of a cash bond or other surety entered as a result of a traffic citation.

FISCAL IMPACT OF ORIGINAL BILL:

Increase State Revenue – Exceeds \$2,028,700/Special TBI Fund
Increase State Expenditures – Exceeds \$2,028,700/Special TBI Fund

Increase Local Revenue – Exceeds \$106,800
Increase Local Expenditures – Exceeds \$2,247,800*

On May 11, 2010, we issued a fiscal memorandum reflecting an *increase in state revenue of Exceeds \$2,332,600/Special TBI Fund, an increase in state expenditures of Exceeds \$2,332,600/Special TBI Fund, an increase in local revenue of Exceeds \$122,800*. After further review, it was determined that the increase in state revenue should only be Exceeds \$2,332,500/Special TBI Fund and the increase in state expenditures should only be \$2,332,500/Special TBI Fund. The fiscal impact of this memorandum is as follows:

FISCAL IMPACT OF BILL WITH PROPOSED AMENDMENT:

A handwritten signature in black ink, appearing to read "James W. White".

(Corrected)

**Increase State Revenue – Exceeds \$2,332,500/Special TBI Fund
Increase State Expenditures – Exceeds \$2,332,500/Special TBI Fund**

Increase Local Revenue – Exceeds \$122,800

Assumptions applied to amendment:

SB 2902 – HB 3537 (CORRECTED)

- According to MTAS, local governments submit one dollar to the Administrative Office of the Courts (AOC) per case for which court costs were collected.
- According to AOC, \$357,136 was submitted by local governments in FY08-09.
- The benefit to the state will be limited to \$13.75 per case.
- According to MTAS, payments will be made in approximately 50 percent of all cases or (178,568 cases) where citations were issued resulting in an increase to state revenue of \$2,455,310 (178,568 x \$13.75).
- There will be an increase to state expenditures for the purchase of equipment and supplies, education, training and scientific development of employees and for special agents and special forensic agents for evidence analysis. Any increase to expenditures to the TBI Special Fund will not exceed the amount collected from local governments. Estimate assumes there will be an increase of \$2,332,545 to the TBI Special Fund.
- According to MTAS, clerks will deduct five percent for compensation resulting in an increase to local government revenue of \$122,765 (\$2,455,310 x 5%).

CERTIFICATION:

This is to duly certify that the information contained herein is true and correct to the best of my knowledge.

James W. White, Executive Director

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